



## EAST OF HUDSON WATERSHED CORPORATION

### SPECIAL EXECUTIVE COMMITTEE MEETING

LOCATION: Business Office: 2 Route 164, Patterson, NY 12563

TIME and DATE: 9:30 AM, Tuesday, October 18, 2016

### Meeting Minutes

#### 1) Open Meeting

Voting Members in Attendance: Peter Parsons (Town of Lewisboro); Warren Lucas (Town of North Salem); Dave Kelly (Town of Pawling); Rich Franzetti (Town of Carmel); Bruce Walker (Putnam County)

Others in Attendance: Kevin Fitzpatrick (EOHWC); Joanne Tavino (EOHWC); John Belyea (EOHWC); Yvette Rivera (EOHWC); Linda Matera (EOHWC)

#### 2) Settlement of Hahn Change Orders/Y-MU-10 and Y-MU-14

Kevin Fitzpatrick addressed the outcome of George Rodenhausen's negotiation with Hahn Engineering regarding change orders #19 for Y-MU-14 in the amount of \$6,480.00 and #22 for Y-MU-10 in the amount of \$7,766.25. A settlement was agreed upon to pay a 50% reduction on both change orders, pending the submission of all closing documents from Hahn Engineering to East of Hudson Watershed Corporation (EOHWC).

A motion by Director Parsons, seconded by Director Lucas to approve the settlement agreement at a 50% reduction with Hahn Engineering for change order #19 for Y-MU-14 in the amount of \$3,240.00 and change order #22 for Y-MU-10 in the amount of \$3,883.13, pending submission of the closing documents on both projects.

WHEREAS, Hahn has performed engineering services for EOHWC in connection with the design and installation of stormwater retrofit projects ("SRPs") pursuant to a certain professional services agreement dated August 24, 2012, covering project group 2 of solicitation 2012-02 ("PSA"); and

WHEREAS, Hahn has submitted two change order requests pursuant to the PSA which have been denied by EOHWC, namely, change order #19 in the amount of \$6,480.00 in relation to SRP Y-MU-14; and change order #22 in the amount of \$7,766.25 in relation to SRP Y-MU-10; and

WHEREAS, Hahn has requested nonbinding mediation pursuant to the PSA, resulting in the Parties having further discussions and agreeing to compromise the change orders in exchange for mutual releases;

NOW, THEREFORE, the Executive Committee hereby approves the annexed Agreement for payment of the following amounts as payment in full for the aforementioned change orders: for change order #19, \$3,240.00; and for change order #22, 3,883.13, and authorizes and directs the President of the Corporation to execute the same. **(R1018-05)**

Motion passed; all in favor.

### **3) Reimbursement for Town of Yorktown Fence Installation/Y-MU-10**

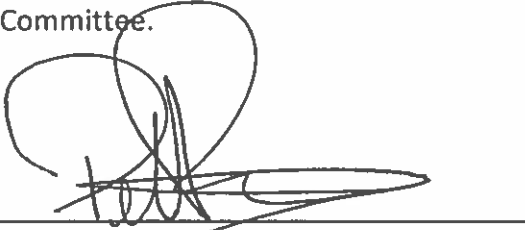
Kevin presented three competitively bid estimates for fencing presented by Michael Quinn of the Town of Yorktown to install a fence as a safety precaution to address concerns expressed by Yorktown residents. The lowest bid was submitted by Precision Built Fences in the amount of \$28,000 and the highest bid was submitted by Salem Fence in the amount of \$42,415. A municipal reimbursement agreement and resolution will be prepared by Counsel and presented at the October 27<sup>th</sup> meeting of the Executive Committee.

Motion by Rich Franzetti, seconded by Director Lucas to approve the lowest bid submitted by Precision Built Fences, in the amount of \$28,000, for the installation of fencing around the pocket pond installed at the Railroad Avenue Park project Y-MU-10.

**4) Adjournment – Motion to adjourn by Director Parsons, seconded by Director Kelly; all in favor.  
Adjourned 9:37 am**

PRESIDENT'S CERTIFICATE

I certify that the foregoing is a true and correct copy of the minutes approved by the Executive Committee.

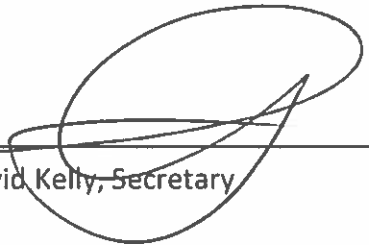
A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above a solid horizontal line.

Peter Parsons, President

10/27/16  
Date

SECRETARY'S CERTIFICATE

I certify that the foregoing is a true and correct copy of the minutes approved by the Executive Committee.

  
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David Kelly, Secretary

10/27/16  
Date